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Robert B. Lochhead (1986)  
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*Attorneys for Plaintiffs*

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**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

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KENNETH G. HANSEN, an individual,  
DAVID RUTTER, an individual, TODD  
FISHER, an individual, FIBERTEL, INC, a  
Utah corporation, and K&D  
DEVELOPMENT, LC, a Utah limited  
liability company, and DOUGLAS A.  
SMITH, an individual

Plaintiffs,

vs.

MARC S. JENSON, an individual, MSF  
PROPERTIES, LC, a Utah limited liability  
company, BANK ONE, N.A., a national  
banking association, MARK ROBBINS, an  
individual, MADTRAX GROUP, LLC, a  
Utah limited liability company, SPENCER  
BRANNAN, an individual, FIRST  
WASATCH DEVELOPMENT, INC., a  
Nevada corporation, and DOES 1-50,

Defendants.

**PLAINTIFFS' OBJECTIONS TO  
DEFENDANT MARK H. ROBBINS'  
PRETRIAL DISCLOSURES**

Case No. 2:04-cv-867-TS

Judge Ted Stewart

Magistrate Judge Brooke Wells

Plaintiffs David Rutter, Todd Fisher, Fibertel, Inc., K&D Development, L.C., and Douglas Smith, through their undersigned counsel, hereby object to Defendant Mark H. Robbins' Pretrial Disclosures as follows:

1. Plaintiffs object to the following proposed exhibits as including hearsay that is inadmissible pursuant to Rule 802, Fed. R. Evid.: MJ0639, MJ0638, and MJ0606-20.

2. Plaintiffs object to the following proposed exhibit as lacking proper foundation: DH00005-06.

3. Plaintiffs object to Robbins calling the following witnesses on the basis that they have not been previously disclosed by defendant Robbins:

Doug Whitney

Allen Lucas

Curtis Hall

Barry Daniels

Michael Peterson

Ryan Phelps

David Storrs

Randy Carden

Troy Stroud

Jonathan L. Cook

Charles R. Kirton, Jr.

Doug Robbins

Dan Robbins

Melissa Robbins

David Smith

DATED this 15<sup>th</sup> day of August, 2008.

PARR WADDOUPS BROWN GEE & LOVELESS

By: s/Robert B. Lochhead  
Robert B. Lochhead  
Attorneys for Plaintiffs